

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114

PUBLIC HEARING

concerning

Consideration of Adoption of Waste Discharge Requirements and
Time Schedule Order

(National Pollutant Discharge Elimination System Permit)

for the

**OAKWOOD LAKE WATER DISTRICT AND BECK PROPERTIES
OAKWOOD LAKE SUBDIVISION MINING RECLAMATION PROJECT
SAN JOAQUIN COUNTY**

Oakwood Lake Water District is the owner and operator of the Oakwood Lake Subdivision Mining Reclamation Project, a residential development (Project). Beck Properties, Inc. owns the property, on which the Project is located. Together Oakwood Lake Water District and Beck Properties, Inc. are hereinafter referred to as the Discharger. Brown Sand, Inc. historically operated an aggregate sand excavation at this location, and Oakwood Lake was formed as a result of mining sand from the site. Sand excavation began in 1969, and dewatering of excavation areas, with subsequent discharge of this water to the San Joaquin River, was necessary to mine raw sand product. Active mining has ceased, however, the Project continues to discharge groundwater seepage and stormwater from Oakwood Lake to the San Joaquin River within the boundary of the Sacramento San Joaquin Delta.

The current mining reclamation design involves residential subdivision construction. The residential subdivision at Oakwood Lake will include approximately 500 residential units and commercial development. The Discharger has indicated that the water level in Oakwood Lake will likely rise to approximately +5 feet mean sea level (msl) without pumping of groundwater from Oakwood Lake. The Discharger has also indicated that most of the housing and commercial development will be constructed on lands reclaimed at approximately +12 feet msl. The Discharger has stated that under the current design, continual dewatering will eventually cease, and Oakwood Lake will have no discharge to the San Joaquin River except under a catastrophic condition (flood/wet season).

This proposed Order includes new effluent limitations. Immediate compliance with the new effluent limitations for antimony, arsenic, specific conductance, barium, iron, manganese, aluminum, and ammonia is not possible or practicable. This proposed Order includes a companion Time Schedule Order which provides a time schedule for the Discharger to either comply with the final effluent limitations of this Order, or provide the water balance information which demonstrates containment of Oakwood Lake water for rainfall periods to the 100 year return period with the annual total distributed monthly in accordance with mean monthly precipitation patterns. If the Discharger successfully demonstrates containment of Oakwood Lake water under these conditions, this Order may be rescinded.

A **formal** public hearing or hearing panel concerning this matter will be held during the Regional Board meeting which is scheduled for:

DATE: 20 and 21 October 2005
TIME: 8:30 a.m.
PLACE: Central Valley Regional Water Quality Control Board
11020 Sun Center Drive, #200
Rancho Cordova, California 95670-6114

The designated parties for this hearing are as follows:

- Staff of Central Valley Regional Board
- Oakwood Lake Water District and Beck Properties, Inc.

Only designated parties will have these rights: to call and examine witnesses; to introduce exhibits; to cross-examine opposing witnesses; to impeach any witness; and to rebut the evidence against him or her. All other persons wishing to testify or provide comments are interested persons and not designated parties. Such interested persons may request status as a designated party for purposes of this hearing by submitting such request in writing to the Board no later than **23 September 2005**. The request must explain the basis for status as a designated party and in particular how the person is directly affected by the discharge.

The tentative renewed NPDES Permit and Time Schedule Order were issued on **7 September 2005**. Persons wishing to comment on this noticed hearing item must submit testimony, evidence, if any, and/or comments in writing to the Regional Board no later than **13 October 2005**. Written evidence or comments submitted after **13 October 2005** will not be accepted and will not be incorporated into the administrative record if doing so would prejudice any party.

All designated parties and interested persons may speak at the Regional Board meeting, and are expected to orally summarize their written submittals. Oral testimony and cross examination will be limited in time by the Board Chair

Anyone having questions on these proposed Orders should contact Jon Ericson at (916) 464-4660. Interested parties may download the proposed Order and related documents from the Regional Board's Internet website at <http://www.waterboards.ca.gov/centralvalley/tentative/>. Copies of these documents can also be obtained by contacting or visiting the Regional Board's office at 11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114 weekdays between 8:00 a.m. and 5:00 p.m..

The procedures governing Regional Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq. and is available upon request. Hearings before the Regional Water Board are not conducted pursuant to Government Code section 11500 et seq. The procedures may be obtained by accessing http://www.waterboards.ca.gov/water_laws/. Information on meeting and hearing procedures is also available on the Regional Board's website at

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http://www.waterboards.ca.gov/centralvalley/board_meetings/mtgprocd.html or by contacting any one of the Board's offices. Questions regarding such procedures should be directed to Ms. Janice Tanaka at (916) 464-4839.

The hearing facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to contact Ms. Janice Tanaka at (916) 464-4839 at least 5 working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

Please bring the above information to the attention of anyone you know who would be interested in this matter.

KENNETH D. LANDAU, Assistant Executive Officer

JME/7 September 2005